

**Filed 11/24/08 by Clerk of Supreme Court
IN THE SUPREME COURT
STATE OF NORTH DAKOTA**

2008 ND 213

State of North Dakota,

Plaintiff and Appellee

v.

Melissa Evans,

Defendant and Appellant

No. 20080143

Appeal from the District Court of Burleigh County, South Central Judicial District, the Honorable Gail H. Hagerty, Judge.

AFFIRMED.

Per Curiam.

Lloyd C. Suhr, Assistant State's Attorney, Courthouse, 514 E. Thayer Ave., Bismarck, ND 58501, for plaintiff and appellee. Submitted on brief.

Kent M. Morrow, P.O. Box 2155, Bismarck, ND 58502-2155, for defendant and appellant. Submitted on brief.

State v. Evans

No. 20080143

Per Curiam.

[¶1] Melissa Evans appealed from a judgment entered upon a jury verdict finding her guilty of possession of a controlled substance. On appeal, Melissa Evans attacks the sufficiency of the evidence and argues the district court erred in denying her motion for judgment of acquittal. We affirm under N.D.R.App.P. 35.1(a)(3).

[¶2] Gerald W. VandeWalle, C.J.
Carol Ronning Kapsner
Mary Muehlen Maring
Daniel J. Crothers
Bruce E. Bohlman, S.J.

[¶3] The Honorable Bruce E. Bohlman, S.J., sitting in place of Sandstrom, J., disqualified.